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6 UNITED STATES DISTRICT COURT
7 NORTHERN DISTRICT OF CALIFORNIA
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9 JOHN GORMAN, an individual;

10 Plaintiff;

11 v.

12 WOLPOFF & ABRAMSON, L.L.P.;
13 MBNA AMERICA BANK, N.A., and
DOES 1 through 100, inclusive;

14 Defendants.

Case No. C-04-4507 JW

**ORDER DENYING STIPULATION TO
CONTINUE CASE MANAGEMENT
CONFERENCE**

Hon. James Ware

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16 The parties to this action, through their respective attorneys
17 of record, stipulate and agree as follows:

18 (1) WHEREAS, on December 21, 2010, the Court set this action
19 for a Case Management Conference on January 14, 2011; and,

20 (2) WHEREAS, the parties are currently involved in settlement
21 negotiations and believe that a brief continuance of the Case
22 Management Conference will facilitate those negotiations,

23 (3) THEREFORE, the parties stipulate that the Case Management
24 Conference be continued for approximately three to four weeks, or to
25

1 a date thereafter that is convenient to the Court.

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3 Dated: January 13, 2011

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5 GORMAN & MILLER

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7 /s/Ken Miller

8 KEN MILLER
9 Attorneys for Plaintiff

10 Dated: January 13, 2011

11 SIMMONDS & NARITA

12 /s/Jeffrey A. Topor

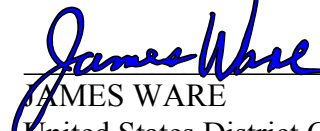
13 Attorneys for Defendant

14 ORDER

15 Upon review, the Court does not find good cause to continue the January 24 Conference. On
16 December 10, 2010, the parties filed a Stipulation seeking continuance of the December 20
17 Conference which the Court granted. This is the parties' second request for a continuance based on
18 settlement discussions.

19 Accordingly, the Court DENIES the parties' Stipulation to Continue. On or before January 14,
20 2011, the parties shall file a Joint Statement updating the Court on settlement efforts.

21 Dated: January 14, 2011

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23 JAMES WARE
24 United States District Chief Judge
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